



Attorney's Docket No.; P-5761-1 SPALD/216/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Brian Feeney et al

Serial No. 09/248,595

Filing Date: February 11, 1999

For: GAME BALL WITH IMPROVED MOISTURE RESISTANCE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

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Examiner: M. Aryanpour **Group 3700**

Group Art Unit: 3711

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

Spalding Sports Worldwide, Inc. hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of a patent granted on U.S. Application No. 09/184,369 and hereby agrees that any patent so granted on U.S. Application No. 09/248,595 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Application No. 09/184,369, this agreement to run with any patent granted on Application No. 09/248,595 and to be binding upon the grantee, its successors and assigns.

Spalding Sports Worldwide, Inc. does not disclaim any terminal part of any patent granted on Application No. 09/248,595 prior to the expiration date of the full statutory term of a patent granted on U.S. Application No. 09/184,369 in the event

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that U.S. Application No. 09/184,369 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its full statutory term, except for the separation of legal title stated above.

Spalding Sports Worldwide, Inc., a Delaware corporation having a principal place of business at 425 Meadow Street, Chicopee, Massachusetts 01021 is the owner of record of the entire interest in and to the invention described in U.S. Application No. 09/184,369 by virtue of an assignment from the inventors. This assignment was recorded in the Patent and Trademark Office on November 2, 1998 at Reel 9560, Frame 0782.

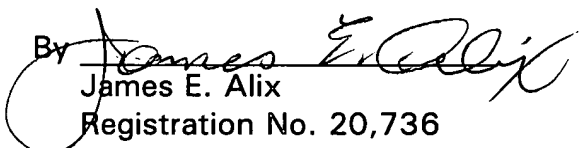
U.S. Application No. 09/248,595 is a continuing application of U.S. Application No. 09/184,369. Spalding Sports Worldwide, Inc., a Delaware corporation having a principal place of business at 425 Meadow Street, Chicopee, Massachusetts 01021 is the owner of record of the entire interest in and to the invention described in U.S. Application No. 09/248,595 by virtue of an assignment from the inventors. This assignment was recorded in the Patent and Trademark Office on July 6, 1999 at Reel 010067, Frame 0927.

The undersigned has reviewed all the documents in the chain of title of the patent applications identified above and, to the best of the undersigned's knowledge and belief, title to both U.S. Application No. 09/184,369 and U.S. Application No. 09/248,595 are in Spalding Sports Worldwide, Inc.

The undersigned declares that he is an Attorney of Record for Spalding Sports Worldwide, Inc., and is authorized to execute this instrument on behalf of Spalding Sports Worldwide, Inc.

SPALDING SPORTS WORLDWIDE, INC.

By


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